



"The City With a Heart"

Larry Franzella, Mayor
Jim Ruane, Vice Mayor
Ken Ibarra, Councilmember
Rico E. Medina, Councilmember
Irene O'Connell, Councilmember

**SPECIAL MEETING
MINUTES
CITY COUNCIL STUDY SESSION
April 28, 2009
5:30 p.m.**

1. CALL TO ORDER: THIS IS TO CERTIFY THAT the San Bruno City Council met in a special study session on April 28, 2009 at the San Bruno Senior Center, 1555 Crystal Springs Road. The meeting was called to order at 5:35 p.m.

2. ROLL CALL: Presiding was Mayor Franzella, Vice Mayor Ruane, and Councilmembers O'Connell, Ibarra and Medina in attendance.

3. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA:

In response to a question from citizen, **John Barrelier**, **Mayor Franzella** explained the protocol of a study session.

4. CONDUCT OF BUSINESS:

Conduct Study Session to Review Proposed Budget Reduction Program for 2009-10.

City Manager Jackson gave an overview of the objectives of the meeting.

Administrative Services Director O'Leary presented a power point presentation on San Bruno's budget.

5. CLOSED SESSION: None.

6. ADJOURNMENT:

There being no reportable action coming from this meeting it concluded at 6:59 p.m. The next Regular City Council Meeting will be held on April 28, 2009, at 7:00 pm at the Senior Center, 1555 Crystal Springs Road.

Respectfully submitted for approval
At the regular City Council Meeting of
May 12, 2009

Carol Bonner, City Clerk

Larry Franzella, Mayor



"The City With a Heart"

Larry Franzella, Mayor
Jim Ruane, Vice Mayor
Ken Ibarra, Councilmember
Rico E. Medina, Councilmember
Irene O'Connell, Councilmember

MINUTES

CITY COUNCIL MEETING

April 28, 2009
7:00 p.m.

1. CALL TO ORDER: THIS IS TO CERTIFY THAT the San Bruno City Council met in regular session on April 28, 2009 at the San Bruno Senior Center, 1555 Crystal Springs Road. The meeting was called to order at 7:00 p.m.

2. ROLL CALL/PLEDGE OF ALLEGIANCE: Presiding was Mayor Franzella, Vice Mayor Ruane and Councilmembers O'Connell, Ibarra and Medina in attendance. Recording by Clerk Bonner. **Councilmember Ruane** led the Pledge of Allegiance.

3. ANNOUNCEMENTS:

Mayor Franzella announced Operation Clean Sweep will be held Saturday, May 2nd, 2009 at 9:00 am at San Bruno City Park, volunteers are encouraged to register on-line through the City's website. **Councilmember O'Connell** said the back of the most recent FOCUS shows our new logo "Be a lovebug, not a litterbug" and there is information regarding Operation Clean Sweep.

4. PRESENTATIONS: None.

5. REVIEW OF AGENDA: **Mayor Franzella** moved Item 11. to follow Item 8.

6. APPROVAL OF MINUTES: Regular Council Meeting of April 14, 2009, approved as submitted.

7. CONSENT CALENDAR:

- a. **Approve:** Payroll of April 12, 2009
- b. **Approve:** Accounts Payable of April 6 and 13, and 21, 2009.
- c. **Accept:** Reconciliation of General Ledger to Bank Reports and the Investment Reports Dated March 31, 2009, as submitted by City Treasurer, John Marty.
- d. **Waive:** Second Reading and Adopt Ordinance, Repealing Section 12.100.055 and Adding New Section 12.100.055 of the San Bruno Municipal Code Related to Vehicle Repair at Residences.
- e. **Waive:** Second Reading, and Adopt Ordinance, Amending Chapter 12.96.150, Regulating Auto-Related uses in the M-1 Industrial District of the San Bruno Municipal Code.
- f. **Adopt:** Resolution Pledging Net Revenues Sufficient to Fund Payments for Loan Received through Clean Water State Revolving Fund for Various Water Quality Projects.

Mayor Franzella pulled Item 7.f. **M/S Medina/Ruane** to approve the remainder of the consent calendar and passed with all ayes.

Public Services Director Fabry asked to defer Item 7.f. for further legal and financial investigation.

8. PUBLIC HEARINGS (Notices have been published, posted and mailed):

Hold Public Hearing, Waive First Reading and Introduce an Ordinance Adding New Chapter 6.51, Dangerous Fireworks, to Title 6 (Public Peace, Morals & Welfare) to the San Bruno Municipal Code.

Adopt a Resolution of the City Council of the City of San Bruno Setting Penalties and Fines for Possession of Dangerous Fireworks Pursuant to Section 6.51 of the San Bruno Municipal Code.

City Attorney Thompson briefly gave an overview of the ordinance and asked for questions.

Councilmember Medina said he appreciated the language being tightened.

Mayor Franzella opened the Public Hearing and no one wished to speak.

M/S Medina/Ruane to close the public hearing and passed with all ayes.

M/S Medina/Ibarra to waive the first reading and passed with all ayes.

Councilmember Medina introduced the ordinance for adoption and passed with a unanimous vote.

Councilmember Medina introduced the resolution for adoption and passed with a unanimous vote.

11. Receive Annual Report from Senior Advisory Board. (Moved to follow Item 8.)

Dorothy Carmichael, Senior Advisory Board Member gave a power point presentation of the accomplishments of the Board for the years 2008-09 and the goals for 2009-10. She personalized the presentation with her own involvement.

9. **PUBLIC COMMENT ON ITEMS NOT ON AGENDA:** None.

10. **CONDUCT OF BUSINESS:**

a. Receive Quarterly Financial Report as of March 31, 2009 for the 2008-09 General Fund, Special Revenue Funds, Enterprise Funds, and Capital Improvement Program Budget.

Administrative Services Director O'Leary gave a power point overview of the funds and budget for the first quarter of 2009.

Mayor Franzella said if the expenses made for overtime were being reimbursed, why isn't the reimbursement going against the overtime. There is no true picture in the financials. **O'Leary** said the auditors don't like to net it out like that; they have directed it be put in revenues, earmarked as fire revenue.

Councilmember Medina said a citizen had put in a request for overtime paid out, and this was something he didn't believe the resident received as a footnote. That is, the \$260,000 plus overtime hours reported were for strike force reimbursed back to the City. When you look at this it is skewed.

O'Leary said he would be glad to pursue this with the auditors.

Vice Mayor Ruane asked how the State knows how much to pay us back. **O'Leary** said the State pays back based on invoices and calculations provided to the OES. **Vice Mayor Ruane** clarified the State is invoiced for an expense performed on their behalf and they are reimbursing us based on that invoice? **O'Leary** concurred. **Vice Mayor Ruane** said he agreed with the Mayor.

City Manager Jackson said they would be happy to provide additional information to the Council. The reimbursement is based on the invoice and a formula used by the State.

Councilmember O'Connell asked about the list requested by the gentleman for overtime, per person, in the Fire Department, was that strike force overtime reflected in the overtime that was listed. If so, it is also unbalanced. **O'Leary** said the overtime reflected the total overtime paid to an employee. **Mayor Franzella** said that creates a problem, a clear picture has not been painted. There has to be a footnote to reflect who paid for the overtime. **Councilmember Medina** said this overtime misrepresents the information given out.

O'Leary wrapped up his overview of the funds and the budget. He added his department would work on reflecting the Fire Department allocation of overtime differently.

b. Adopt Resolution Approving Third Quarter Budget Amendment for the 2008-09 General Fund, Special Revenue Funds, Enterprise Funds, and Capital Improvement Program Budget.

Mayor Franzella said this is putting in place the items, which have already been done.

Vice Mayor Ruane introduced the resolution for adoption and passed with a unanimous vote.

c. Adopt Resolution Establishing And Implementing Identify Theft Prevention Program in Accordance with Section 114 of The Fair And Accurate Credit Transactions Act of 2003.

Administrative Services Director O'Leary gave an overview of the staff report to develop a policy to work toward prevention of identify theft.

Vice Mayor Ruane introduced the resolution for adoption and passed with a unanimous vote.

d. Receive Report and Provide Direction on Proposed Ordinance Temporarily Suspending Portion of Tax Liability for Airport Parking Facilities.

Administrative Services Director O'Leary gave an overview of the staff report and asked for Council's direction.

M/S Ruane/Ibarra to bring back the ordinance and passed with all ayes.

11. REPORT OF COMMISSIONS, BOARDS, & COMMITTEES:

Receive Annual Report from the Senior Advisory Board. (Moved to follow 8.)

12. COMMENTS FROM COUNCIL MEMBERS:

13. CLOSED SESSION:

The City Manager and Human Resources Director Request a Closed Session Pursuant to Cal. Gov't Code Section 4957.6 Regarding Direction for Labor Negotiations with the San Bruno Professional Fire Fighters Associations, Public Safety Mid-Management Bargaining Unit, Miscellaneous Group, Mid Management Bargaining Unit, San Bruno Police Bargaining Unit and San Bruno Management Employees Association with no reportable action coming from this session.

14. ADJOURNMENT:

Mayor Franzella closed the meeting at 7:57 p.m. The next regular City Council Meeting will be held on May 12, 2009 at 7:00 pm, at the Senior Center, 1555 Crystal Springs Road, San Bruno.

Respectfully submitted for approval
at the regular City Council Meeting of
May 12, 2009

Carol Bonner, City Clerk

Larry Franzella, Mayor